

In Title 3, Division 4, Chapter 6, adopt Section 3433 to read:

Section 3433. Diaprepes Root Weevil Interior Quarantine.

A quarantine is established against the following pest, its hosts and possible carriers.

(a) Pest. Diaprepes Root Weevil (*Diaprepes abbreviatus*).

(b) Area Under Quarantine. In the county of Orange: Beginning at the intersection of East Bluff Drive and University Drive; then, northeasterly along University Drive to its intersection with the southern boundary of Bonita Creek Park; then, southerly, easterly and northerly along said park boundary to its intersection with State Highway 73; then, southerly and southeasterly along said highway to its intersection with Bonita Canyon Drive; then, southwesterly along Bonita Canyon drive to its intersection with Prairie Road; then, southerly and westerly along Prairie Road to its intersection with San Miguel Drive; then, southerly and southwesterly along San Miguel Drive to its intersection with Joaquin Hills Road; then, northwesterly along San Joaquin Hills Road to its intersection with Jamboree Road; then, northeasterly along Jamboree Road to its intersection with East Bluff Drive; then, northwesterly, northerly and northeasterly along East Bluff Drive to the point of beginning.

(c) Articles and Commodities Covered. The following are declared to be hosts and possible carriers of Diaprepes root weevil.

(1) Soil, sand, gravel or growing media moved separately or with other things, and any other articles which are infested or exposed to infestation by *Diaprepes abbreviatus*.

(2) All nursery stock, plants and plant parts and plant products capable of propagation.

(3) Any other product, article, or means of conveyance when it is determined by the Secretary or county agricultural commissioner to present a hazard of spreading live life stages of *Diaprepes abbreviatus* and the person in possession thereof has been so notified.

(4) Dying or dead plant material without roots or soil (green waste).

(5) Exemptions. The following articles are exempt from the provisions of this section:

- (A) seed;
- (B) bare rooted cacti;
- (C) fruits and vegetables grown above ground;
- (D) fleshy roots, corms, tubers, and rhizomes that are free of soil;
- (E) defoliated bare-rooted nursery stock;
- (F) privately-owned indoor decorative houseplants;
- (G) aquatic plants without soil, and those in containers with growing media if removed from water and shipped immediately;
- (H) shipments moving under special permit established by the Department to ensure such shipments do not present a pest risk; and
- (I) dying or dead plant material without roots or soil (green waste) that has been processed or handled or treated in a manner approved by the Secretary to eliminate live life stages of *Diaprepes abbreviatus* and is moved directly to a city or county sanitary landfill or State licensed compost facility within the quarantine area.

(d) Restrictions.

(1) Articles and commodities covered in Section (c) are prohibited movement within or from the area under quarantine except as provided in (A), (B) (C) or (D) below:

(A) If accompanied by a certificate issued by an authorized agricultural official affirming that the articles and commodities originated from a site or facility which is apparently free from *Diaprepes abbreviatus*.

(B) If accompanied by a certificate issued by an authorized agricultural official affirming that the articles and commodities have been inspected or treated in a manner approved by the Department and are apparently free from *Diaprepes abbreviatus*.

(C) If purchased at a retail sales location and accompanied by a sales receipt.

(D) If the article or commodity was produced outside the area under quarantine and is being moved through the area under quarantine by

direct route and without delay in vehicles or containers which prevent spillage of the article or commodity while en route through the area.

(E) If the article or commodity covered is moved under the terms of a special permit as authorized under Title 3, Section 3154 of the California Code of Regulations.

(2) Articles and commodities covered in subsection (c)(3) are prohibited movement within or from the area under quarantine except if cleaned and treated to the satisfaction of the county agricultural commissioner.

Authority: Sections 407, 5301, 5302, and 5322, Food and Agricultural Code

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